

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Social Welfare – Land Acquisition – Nizamabad District – Mupkal (V), Balkonda Mandal - Acquisition of land to an extent of Ac.4.07 Gts in Sy.No. 1,3,18 and 478 for providing house sites to the weaker section's people – Sanction of Rs.10,64,163/- towards balance decretal charges, as per the orders of the Hon'ble Addl. Judge, Nizamabad in O.P.No.463/95 - Orders – Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O. Rt. No. 725

Dated: 27.08.2010.

Read the following:

- Ref:- 1. From the District Collector, Nizamabad Lr.Rc.No.G2/3982/08, dt 11-11-2008.
2. From the Commissioner of Social Welfare, Hyderabad. Lr.Rc.No. LA2/12092/08, Dt 07-04-2009.
3. From the CCLA Hyderabad Lr.No.G3/525/09, dated 11.02.2010.

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ORDER:-

In the reference 3rd read above, the Chief Commissioner of Land Administration, AP, Hyderabad has stated that the LAO / RDO, Nizamabad has acquired land to an extent of Ac.4.07 Gts in Sy.Nos.1,3,18, and 478 situated at Mupkal (V) Balkonda (M) of Nizamabad. In this case the notification U/S 4(1) of the LA Act was published on 04.6.1953 where as the possession of the land taken over on 22.01.1953 i.e., prior to the issue of notification and distributed the plots to the beneficiaries and the award was not passed, subsequently the entire proceeding was lapsed as per the LA Act. A fresh Draft Notification has been approved and the same was published on 18.7.93. The award was also passed vide Procs No.B2/5726/96, dated 12.7.1994 duly fixing the Land Value to Rs.20,000/- per acre. Aggrieved by the said orders the awardees have filed petitions U/S 18 of the LA Act. The Court of Addl. District Judge, Nizamabad, in OP No.463/95 has issued orders dated 29.8.2003 duly enhancing the compensation from Rs.20,000/- to 45,000/- per acre the enhancement is 125%. Aggrieved by the lower court orders the LAO/RDO, Nizamabad has filed SR.No.30149/2004. The GP for Appeals Hon'ble High Court has informed that the said appeal was returned by the Registry of High Court with certain objections on 19.4.2004. In spite of several reminders issued by him, the LAO has not complied the objections. He has opined that more than 5 years have been lapsed and advised to comply with the orders of the Lower Court to avoid further interest. Accordingly the Collector, Nizamabad has submitted proposals along with the calculation sheet and requested for sanction of an amount of Rs.10,64,163/- towards payment of balance decretal charges in OP NO.463/95 for the land acquired to an extent of Ac.4.07 Gts in Sy.Nos.1,3,18 and 478 situated Mupkal (V) Balkonda (M), of Nizamabad District, for providing house sites to the weaker section's people .

2. The CCLA., AP., Hyderabad, has verified the proposals submitted by the District Collector, Nizamabad and forwarded to the Govt., for sanction of Rs. 10,64,163/- as per the orders dated 29.8.2003 of Hon'ble Additional Judge, Nizamabad in OP.No.463/95, in respect of the land acquired to an extent of Ac.4.07 Gts in Sy.Nos.1,3,18 and 478 situated Mupkal (V) Balkonda (M), of Nizamabad District,. He has recommend to ask the Dist. Collector, Medak to report the persons responsible for causing abnormal delay in this case, for not complying the objections of the Govt., Pleader for Land Acquisition, A.P., High Court.

3. After careful examination of the matter, Government hereby accord sanction to the Commissioner of Social Welfare, AP, Hyderabad for release of an amount of Rs.10,64,163/- (Rupees Ten lakhs Sixty Four thousand One hundred and Sixty Three only) to the District Collector, Nizamabad towards payment of balance of decretal charges, as per orders dated 29.8.2003 of Hon'ble Additional Judge, Nizamabad in OP.No.463/95, in respect of the land acquired to an extent of Ac.4.07 Gts in Sy.Nos.1,3,18 and 478 situated Mupkal (V) Balkonda (M), of Nizamabad District, for providing house sites to the weaker section's people,

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4. The amount of expenditure sanctioned in para (3) above shall be met within the B.E. 2010-11 and debited to the following Head of Account:

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01- Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(08) Acquisition of House sites for weaker sections under Indiramma Programme - 310/312 – other Grants-in-Aid” .

5. The Commissioner of Social Welfare, A.P., Hyderabad, is directed to issue necessary proceedings to the District Collector, Nizamabad to comply with the Court orders.

6. The District Collector, Nizamabad shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. The District Collector, Nizamabad is directed to report the persons responsible for not complying the objections raised by the GP for Land Acquisition Hon'ble High Court in his Lr. dated 19.4.2004 even after lapse of five years which cause abnormal delay in submitting proposals for sanction of decretal charges.

8. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions issued vide their U.O Note No12869/196/A1/Esp.SW/2009, dated 22.5.2009 and U.O No.15926/256/A1/Expr.SW/09, dated 17.8.2009..

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHR PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Chief Commissioner of Land Administration, AP, Hyderabad.

The Commissioner of Social Welfare, A.P., Hyderabad.

The District Collector, Nizamabad District..

Copy to:

The Director of Treasuries & Accounts, A.P. Hyderabad.

The Accountant General, A.P., Hyderabad

The District Treasury Officer, Nizamabad District.

Finance (Exp.SW/BG) Department.

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER